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Paper No.
16

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MAY 21 2002

In re Application of
Lilip Lau et al
Application No. 09/312,428
Filed: May 14, 1999
Attorney Docket No. ACS-50716

OFFICE OF PETITIONS
ON PETITION

This is a decision on the petition, filed May 20, 2002, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on April 9, 2002 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to Irvin Dingle at (703) 306-5684.

The application is being forwarded to Technology Center AU 3762 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed Information Disclosure Statement.


Frances Hicks

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹ The request to apply the issue fee to the new Notice must be made in writing and should be accompanied by the new Issue Fee Transmittal Form PTOL-85(b), along with a copy of this decision. Additionally, if the issue fee has increased from the previously paid issue fee, the balance due must be submitted. **Failure to timely request *in writing* that the previously paid issue fee be applied towards the new Notice and payment of any balance due will result in the abandonment of the application.**



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Paper No. 17

Date : May 21, 2002
TO : Director, Office of Patent Publication
FROM : Office of the Deputy Commissioner
for Patent Examination Policy
SUBJECT : Withdrawal from Issue of 09/312,428

Applicant(s) : Lilip Lau et al
Application No. : 09/312,428
Filed : STENT DELIVERY SYSTEM

The above-identified application has been assigned Patent No. 6,395,013 and an issue date of May 28, 2002.

It is hereby directed that this application be withdrawn from issue at the request of the applicant.

Do not refund the issue fee.

The following erratum should be published in the Official Gazette if the above-identified application is published in the OG of May 28, 2002:

"All reference to Patent No. 6,395,013 to Lilip Lau et al of California for STENT DELIVERY SYSTEM appearing in the Official Gazette of May 28, 2002 should be deleted since no patent was granted."



Frances Hicks
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

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